



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

Lowell P. Braxton
Division Director

1594 West North Temple, Suite 1210
PO Box 145801
Salt Lake City, Utah 84114-5801
801-538-5340
801-359-3940 (Fax)
801-538-7223 (TDD)

m/029/001

August 14, 2001

Ms. Maxine Lipeles, Director
Interdisciplinary Environmental Clinic
Washington University School of Law
Campus Box 1120
One Brookings Drive
St. Louis, MO 63130-4899

Re: Holnam Inc., Devil's Slide Cement Plant, Morgan, Utah

Dear Ms. Lipeles:

Enclosed please find a copy of the complete file for the Devil's Slide Cement Plant. We are happy to provide these copies to you at a reduced price, but feel waiving the complete fee is not viable.

Our Legislative policy allows us to charge for actual time spent compiling or copying at the personnel hourly rate. However, we normally charge 25 cents for copies we make for the customer versus 10 cents when the customer makes the copies themselves and feel this would cover personnel time. We are willing to charge only 10 cents per page and for approximately half of the pages, making a total of \$30.00 for the complete file.

If we can be of further help, please do not hesitate to contact our office.

Sincerely,

Vicky Dyson
Records Officer

enc



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

Lowell P. Braxton
Division Director

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

DOCUMENT INVOICE GRAMA-2535

DATE: August 14, 2001

SERVICES RENDERED FOR: Ms Maxine Lipeles, Director
Interdisciplinary Environmental Clinic
Washington University School of Law
Campus Box 1120
One Brookings Drive
St. Louis, Missouri 63130-4899
(314) 935-5837

<u>MATERIAL PROVIDED</u>	<u>QUANTITY</u>	<u>PRICE</u>	<u>AMOUNT</u>
Production Book(s)	<u> </u>	\$20.00/Book =	\$ <u> </u>
Computer Screen Dump	<u> </u>	\$.50/Page =	\$ <u> </u>
Xerox Copy	<u>300+</u>	\$ ^{.10} .25 /Page =	\$ <u>30.00</u>
Xerox Logs	<u> </u>	\$.25/Page =	\$ <u> </u>
Oversized Maps	<u> </u>	\$ 3.00/Each =	\$ <u> </u>
Computer Disk (Prod)	<u> </u>		\$ <u> </u>
Computer Disk (Well data)	<u> </u>		\$ <u> </u>
TOTAL AMOUNT DUE =			\$ <u>30.00</u>

Please remit full amount within 30 days. **Make check payable to the DIVISION OF OIL, GAS & MINING** and send to Vicky Dyson at the above address. If there are any questions regarding this billing, please feel free to contact this office.

● According to the new Government Records Access and Management Act (GRAMA), 63-2-203 (6), "A government entity may require payment of past fees and future estimated fees before beginning to process a request if fees are expected to exceed \$50, or if the requester has not paid fees from previous requests. Any prepaid amount in excess of fees due shall be returned to the requester". The above invoice is an estimate of charges for the desired information. We are requesting pre-payment as specified by GRAMA.

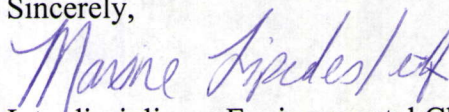
This is a request for records under the Government Records Access and Management Act, Utah Code Ann. § 63.2 (1991). The Interdisciplinary Environmental Clinic at Washington University is representing three non-profit organizations (Webster Groves Nature Study Society, American Bottom Conservancy, and Missouri Coalition for the Environment) concerned about the environmental impacts of a quarry/cement plant/harbor project proposed by Holnam, Inc. for Missouri. Under Missouri law, Holnam's compliance with environmental laws elsewhere is of significance. We therefore request that you make available the following records pertaining to the Holnam Inc. Devil's Slide Cement Plant located in Morgan, Utah:

- 1) All reports, memoranda, correspondence, emails, and other documents regarding the Holnam facility's operations, inspections, citizen complaints, and/or compliance history including possible violations, inspections, enforcement proceedings of any sort, and/or settlements or other dispositions thereof.
- 2) All construction and operating permit applications filed with or considered or commented upon by your agency, all permits issued, for Holnam's Devil's Slide Plant during the past 10 years, all memoranda, emails, correspondence, reports, and other documents concerning the permit applications and/or any permits actually issued for the facility.
- 3) All reports filed by Holnam concerning the facility's discharges, emissions, releases, and/or spills.

The Government Records Access and Management Act also authorizes waiving fees for locating and copying records when "releasing the record primarily benefits the public rather than an individual" Utah Code Ann. § 63.2.203(2)(a)(1991). As a nonprofit legal clinic working for nonprofit community organizations, we request a waiver of any copying costs pursuant to Utah Code § 63.2.203(2)(a). Our organizations include a substantial number of members from local communities. Two of our organizations publish regular newsletters whereby information is made available for general public's use. The information our organizations receive will go towards educating a significant portion of the public.

If possible, we would be grateful if you could please mail the materials to: Interdisciplinary Environmental Clinic; attn: Maxine Lipeles; Washington University School of Law; Campus Box 1120; One Brookings Drive; St. Louis, MO 63130-4899. If you cannot mail the records to us, please contact us to make alternative arrangements. Feel free to contact us (see below) if you have any other questions regarding this request. Thank you for your prompt attention to this matter.

Sincerely,



Interdisciplinary Environmental Clinic

Maxine Lipeles, Director

Phone: (314) 935-5837

Fax: (314) 935-5171

E-mail: milipele@wulaw.wustl.edu

RECEIVED

AUG 06 2001

DIVISION OF
OIL, GAS AND MINING